

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): OLSTEIN, Alan D. Atty. Docket: 21001.012US
 Title: **SELECTIVE GROWTH MEDIUM FOR *LISTERIA spp***
 Priority From: PCT/US2005/004254 (12 February 2005); USSN 60/543,947 (12 February 2004)

**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

Each undersigned inventor hereby declare(s) that:

- My residence, post office address and citizenship are as stated below next to my name.
- I believe that I am, in conjunction with any joint inventor(s) named herein, the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **SELECTIVE GROWTH MEDIUM FOR *LISTERIA spp***, the patent application for which was filed as PCT international application number PCT/US2005/004254 on 12 February 2005.
- I reviewed and understand the contents of the above-identified patent application, including the specification and claims, as amended by any amendments referred to above.
- I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability, as defined in Section 1.56 of Title 37, U.S. Code of Federal Regulations.
- Foreign priority benefits are claimed under Title 35, U.S. Code §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below. Also identified below are any foreign applications for patent or inventor's certificate, or any PCT international application having a filing date before that of the application for which priority is claimed.

<i>Application No.</i>	<i>Country</i>	<i>Day/Month/Year</i>	<i>Priority Claimed</i>
PCT/US2005/004254	PCT	12 February 2005	YES
USSN 60/543,947	US	12 February 2004	YES

I APPOINT the following registered practitioner(s) to prosecute this application and to transact all related business in the U.S. Patent and Trademark Office: Joseph T. Leone (37,170), Charles S. Sara (30,492) and Craig A. Fieschko (39,668).

Address all telephone calls to:

Joseph T. Leone

Telephone: (608) 831-2100

Facsimile: (608) 831-2106

Address all correspondence to:

Intellectual Property Department

DEWITT ROSS & STEVENS, S.C.

Excelsior Financial Centre

8000 Excelsior Drive, Suite 401

Madison, WI 53717-1914

I DECLARE THAT all statements made herein of my own knowledge are true; all statements made on information and belief are believed to be true; that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001; and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature

First Inventor: Alan D. OLSTEIN
Post Office Address: 1954 Glenhill Road
Mendota Heights, MN 55118

Month Day Year

Citizenship: United States